

PUBLIC CHAPTER NO. 1015

SENATE BILL NO. 2822

By Jackson, Burks, Raymond Finney

Substituted for: House Bill No. 2646

By Pitts, Hood, Overbey, Maggart

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, relative to sexual offenses committed against children.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-703(3), is amended by deleting the subdivision in its entirety and substituting instead the following:

(3) "Sex offense" means any felony or misdemeanor offense described as follows:

(A) The commission of any act that, on or after January 1, 1996, constitutes the criminal offense of:

- (i) Rape of a child, as defined in § 39-13-522;
- (ii) Aggravated rape, as defined in § 39-13-502;
- (iii) Rape, as defined in § 39-13-503;
- (iv) Aggravated sexual battery, as defined in § 39-13-504;
- (v) Sexual battery, as defined in § 39-13-505;
- (vi) Statutory rape, as defined in § 39-13-506;
- (vii) Incest, as defined in § 39-15-302;
- (viii) Criminal attempt, conspiracy, or solicitation to commit any of the offenses specified in this subdivision (3)(A);
- (ix) Criminal responsibility for the facilitation of a felony when the specific felony facilitated is any of the offenses specified in this subdivision (3)(A); or

(B) The commission of any act that, on or after July 1, 2008, constitutes the criminal offense of:

(i) Sexual battery by an authority figure, as defined in § 39-13-527;

(ii) Solicitation of a minor, as defined in § 39-13-528;

(iii) Exploitation of a minor by electronic means, as defined in § 39-13-529; provided, that the victim of the offense is less than thirteen (13) years of age;

(iv) Aggravated rape of a child, as defined in § 39-13-531;

(v) Statutory rape by an authority figure, as defined in § 39-13-532;

(vi) Sexual exploitation of a minor, as defined in § 39-17-1003;

(vii) Aggravated sexual exploitation of a minor, as defined in § 39-17-1004;

(viii) Especially aggravated sexual exploitation of a minor, as defined in § 37-17-1005;

(ix) Criminal attempt, conspiracy, or solicitation to commit any of the offenses specified in this subdivision (3)(B);

(x) Criminal responsibility for the facilitation of a felony when the specific felony facilitated is any of the offenses specified in this subdivision (3)(B); and

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 6, 2008



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 22nd day of May 2008



PHIL BREDESEN, GOVERNOR